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15 Attorneys for Plaintiff and Qui Tam Relator,  
16 Anita Silingo

17 UNITED STATES DISTRICT COURT  
18 CENTRAL DISTRICT OF CALIFORNIA

19 UNITED STATES OF AMERICA, *ex rel.*  
20 ANITA SILINGO,

21 Plaintiffs,

22 vs.

23 MOBILE MEDICAL EXAMINATION  
24 SERVICES, INC., et al.,

25 Defendants.

Case No.: 8:13-CV-1348-FMO(JCx)

STIPULATION OF DISMISSAL OF  
DEFENDANTS MOBILE  
MEDICAL EXAMINATION  
SERVICES, INC. AND MEDXM,  
AND CONSENT OF THE UNITED  
STATES OF AMERICA TO THE  
DISMISSAL PURSUANT TO 31  
U.S.C. § 3730(b)(1), AND  
[PROPOSED] ORDER THEREON

26 The above-captioned action ("this action") was brought against defendants Mobile  
27 Medical Examination Services, Inc. and MedXM, among others, (a) under the *qui tam*  
28 provisions of the federal False Claims Act, 31 U.S.C. § 3729, et seq., by Relator Anita Silingo  
(Relator), with respect to such *qui tam* claims as she has pled on behalf of the United States  
of America, and (b) for violations of 31 U.S.C. § 3730(h) and *California Labor Code* §§201,  
et seq. by plaintiff Anita Silingo in her individual capacity.

Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure and 31 U.S.C. §  
3730(b)(1) of the federal False Claims Act, and in accordance with the terms of the Parties'

1 Settlement Agreement and Release in connection with this action (the “Settlement Agreement  
 2 and Release”), the Parties hereby stipulate to the entry of an order dismissing all claims for  
 3 relief in this action as to defendants Mobile Medical Examination Services, Inc. and MedXM,  
 4 but not as to any other defendants, said dismissal being (a) with prejudice as to Relator, (b)  
 5 with prejudice as to the United States of America (Government) to the extent the First Claim  
 6 for Relief of the Third Amended Complaint is based on 400 MEDXM health assessments that  
 7 were revised by or on behalf of Dr. Muhammad Awaisi during and between December 27,  
 8 2012 and February 5, 2013 and 100 MEDXM health assessments that were revised by or on  
 9 behalf of Dr. Cynane Robinson during and between March 20, 2013 and April 25, 2013, and  
 10 (c) without prejudice to the Government as to the remainder of the First Claim for Relief of  
 11 the Third Amended Complaint.

12 *Except that* the Parties stipulate that the Relator does not dismiss her claim for a  
 13 relator’s share to be paid by the Government pursuant to 31 U.S.C. § 3730(d)(2). As to this  
 14 claim, the Relator respectfully requests the Court retain jurisdiction to determine, if necessary,  
 15 the relator’s share that the Relator should obtain pursuant to 31 U.S.C. § 3730(d)(2).

16 The Parties further stipulate that any claim Relator or her counsel has for expenses,  
 17 attorneys’ fees, and costs shall not be the responsibility of defendants Mobile Medical  
 18 Examination Services, Inc. and MedXM.

19 Respectfully submitted,

20 THE ZINBERG LAW FIRM, A.P.C.  
 21 THE HANAGAMI LAW FIRM, A.P.C.

22 Dated: June 14, 2016

By: /s/William K. Hanagami  
 23 William K. Hanagami  
 Attorneys for Plaintiff and *Qui Tam* Relator Anita  
 24 Silingo

25 BIRD, MARELLA, BOXER, WOLPERT,  
 26 NESSIM, DROOKS, LICENBERG &  
 RHOW, P.C.

27 Dated: June 14, 2016

By: /s/Paul S. Chan  
 28 Paul S. Chan  
 Attorneys for Defendants Mobile Medical  
 Examination Services, Inc. and MedXM

1                   CONSENT OF THE UNITED STATES OF AMERICA TO DISMISSAL

2                   Pursuant to 31 U.S.C. § 3730(b)(1), the Attorney General of the United States of  
3 America, by and through the undersigned, consents to the foregoing dismissal. The reason for  
4 the consent of the Attorney General is that the dismissal is pursuant to a settlement that is fair,  
5 adequate and reasonable.

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7                   Respectfully submitted,

8                   EILEEN M. DECKER  
9                   United States Attorney  
10                  DOROTHY A. SCHOUTEN  
11                  Assistant United States Attorney  
12                  Chief, Civil Division  
13                  DAVID K. BARRETT  
14                  Assistant United States Attorney  
15                  Chief, Civil Fraud Section

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Dated: June 14, 2016

By: /s/John Lee  
John Lee  
Assistant United States Attorney  
Attorneys for the United States of America

LOCAL RULE 5-4.3.4 ATTESTATION

I attest and certify that all other signatories listed, and on whose behalf this filing is submitted, concur with the filing's content and have authorized the filing.

Dated: June 14, 2016

/s/William K. Hanagami  
William K. Hanagami